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CF 1001
(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
(CHHATTISGARH)

W. P. NO. 2764 OF 2004

PETITIONER

Girja Lal Naik, S/o Late Shri
Mai Ram Naik, aged about
55 years, Occupation-Service,
posted as Accountant in the
O/O Chief Medical & Health
Officer, District Hospital,
Raigarh, [Chhattisgarh]

P. R. No. 2721/04
Presented by Shri. R. Patel
dated 21.8.04

VERSUS

RESPONDENTS

1. State of Chhattisgarh
Through the Secretary,
Department of Health and
Family Welfare, Mantralaya,
Dau Kalyan Singh Bhawan,
Raipur [Chhattisgarh]
2. Collector, District Raigarh
Chhattisgarh.
3. Chief Medical & Health
Officer, District Hospital,
Raigarh [Chhattisgarh].
4. Shri I.M.Shukla, Clerk-cum-
Accountant, Leprosy Centre
Raigarh presently attached
to the O/O Chief Medical &
Health Officer, District
Hospital, Raigarh [C.G].

RECEIVED-COPY
21/8/04
Clerk to A. G. Bilaspur



WRIT PETITION UNDER ARTICLE 226/227 OF THE
CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN
NATURE OF CERTIORARI, MANDAMUS PROHIBITION
AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR
DIRECTIONS, ORDER OR ORDERS:

आदेश पत्रक

मामला क्रमांक

I.A. No. 2764

सन् 2004

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	15.09.2004 Shri Manindra Shrivastava, counsel for the petitioner. Shri Sandeep Dubey, Panel Lawyer for the State/ respondents no.1 to 3. Shri P.S.Koshy, counsel for respondent no.4. I.A.No.6044/2004 for urgent hearing is allowed. Heard. Shri Manindra Shrivastava submits that the petitioner is a trained accountant and senior to respondent no.4. It is contended that by impugned order dated 31.7.2004 passed by respondent no.3, the petitioner has been transferred to a place i.e., Kharsia where there is no post of accountant and against the post of the petitioner, respondent no.4 is drawing the salary. Learned counsel for the petitioner referred to the order dated 07.7.2000 (Annexure P-7) and submitted that earlier the Director, Health Services has stayed the orders of Chief Medical & Health Officer, Raigarh, till further orders and the petitioner was allowed to work at Raigarh. Learned counsel for the petitioner further referred to Annexures P-10 to show that certain orders were passed against the petitioner have been rectified by the Director. Shri Dubey, learned counsel representing the State submitted that the petitioner has already filed a representation which is pending and it will be considered on its own merits by respondent no.1/ the Secretary.	

[पीछे देखिये]

(57)

आदेश पत्रक

मामला क्रमांक सन् 200

विरुद्ध

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित - 2 -	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Shri P.S. Koshy learned counsel for respondent no.4 submits that the order dated 31.7.2004 passed by respondent no.3 is justified. He further submits that it is on a demand note moved by Civil Surgeon & C.M.O., respondent no.4 has been posted. Having considered the facts and circumstances and material on record, without expressing any opinion on the merits of the case, in the opinion of this Court ends of justice will be served if the petitioner is directed to make a detailed representation afresh before the State/respondent no.1. Let a fresh representation be made within 15 days before the State/respondent no.1 alongwith a copy of this petition raising his grievances and on such representation being made, the same will be considered and decided by the State in accordance with law, within six weeks from the date of representation. Respondent no.4 submits that he may also be heard. Respondent no.4 may also file such documents alongwith a copy of this order. It is made clear that if any grievance still subsists, the parties may avail the remedy under law. C.C. as per rules.	Sd/- Fakhruddin Judge

[Rod]

[फीले देखिये]

21/9/05